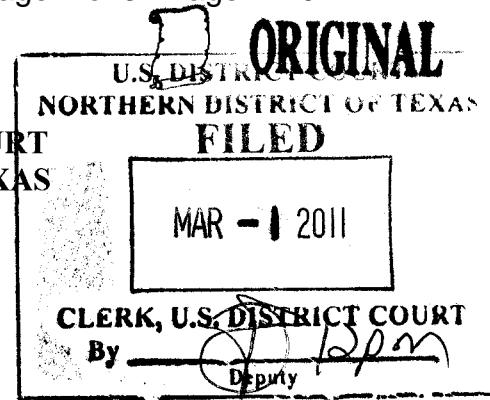


BK

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION



BARBARA JEANNE ALTEMEIER,

PLAINTIFF,

v.

DALLAS COUNTY, TEXAS (1); et al.,

DEFENDANTS.

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No. 3:10-CV-02646-N (BK)

**PLAINTIFF'S REPLY TO DEFENDANTS, FRUITPORT TOWNSHIP AND JAMES
SCHULTZ'S, RESPONSE TO PLAINTIFF'S REQUEST FOR CLERK'S ENTRY OF
DEFAULT**

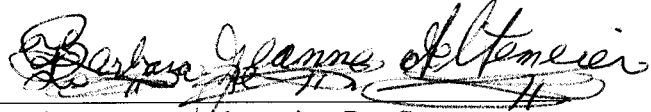
NOW COMES Barbara Jeanne Altemeier, Plaintiff, to file this Plaintiff's Reply to Defendants, Fruitport Township and James Schultz's, Response to Plaintiff's Request for Clerk's Entry of Default and would show the Court the following to wit:

Not only were Defendants outside of the twenty-one (21) day limit to answer the Original Complaint but were outside of the twenty-one (21) day limit in answering the First Amended Complaint after service of summons. The Original Complaint was filed on November 4, 2010; the First Amended Complaint was filed December 7, 2010. The Defendants were served on December 17, 2011. The Answer was not filed until January 24, 2011, thirty-eight (38) days after being served.

Defendants' counsel misrepresents their default by blaming it on whether he could proceed Pro Hac Vice; however, the application for admission to appear Pro Hac Vice by Defendants was not filed until January 19, 2011, thirty-three (33) days after receiving the complaint.

THEREFORE, IT IS Prayed that Defendants, Fruitport Township and James Schultz, Response is disregarded and that the Plaintiff's Request for Entry of Default be granted.

Respectively submitted,



Barbara Jeanne Altemeier, Pro Se
13861 Yockey Street
Garden Grove, California 92844
(714) 379-9557

VERIFICATION

IT IS HEREBY Verified that under the penalties of perjury that the foregoing Plaintiff's Reply to Defendants, Fruitport Township and James Schultz's, Response to Plaintiff's Request for Clerk's Entry of Default is true and correct to the best of my knowledge and belief.

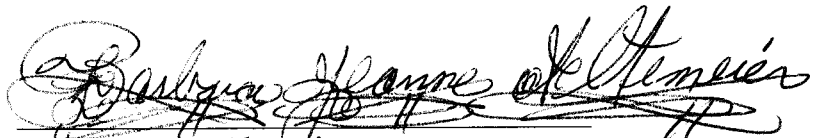
Witness my hand and seal this 28th day of February, 2011.



Barbara Jeanne Altemeier

CERTIFICATE OF SERVICE

IT IS HEREBY Certified that a copy of the aforementioned Plaintiff's Reply to Defendants, Fruitport Township and James Schultz's, Response to Plaintiff's Request for Clerk's Entry of Default was sent by First Class Mail on the 28th day of February, 2011 to the Defendants below.



Barbara Jeanne Altemeier

G. Gus Morris
McGraw Morris P.C.
2075 W. Big Beaver Road
Troy, Michigan 48084

1007

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10-cv-46-N

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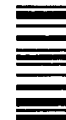
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Page 3 of 3

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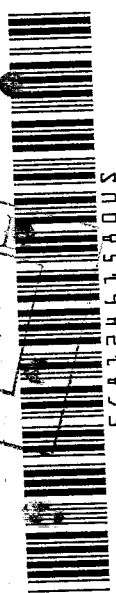
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Delivery Date	Time <input type="checkbox"/> AM <input type="checkbox"/> PM		
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Mo. Day Year	Month Day		
Time Accepted	Scheduled Time of Delivery	COD Fee	Insurance Fee
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Flat Rate <input type="checkbox"/> or Weight	Military <input type="checkbox"/> 2nd Day <input type="checkbox"/> 3rd Day	Total Postage & Fees	Acceptance Emp. Initials
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Barbara Jeanne Altmeier
13861 Yockey ST
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